UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

MAJOR HUNTER,)	
Plaintiff,)	
v.)	Cause No. 4:05CV1872 RWS
MICHAEL J. ASTRUE, Commissioner of Social Security,)))	
Defendant.)	

MEMORANDUM AND ORDER

This matter is before me on a Report and Recommendation to affirm the decision of the Commissioner of Social Security to deny disability benefits to Plaintiff. Neither of the parties has filed an objection to this recommendation.

This matter was referred to United States Magistrate Judge David D. Noce for a Report and Recommendation pursuant to 28 U.S.C. § 636(b). Judge Noce issued a Report and Recommendation on January 23, 2007 that recommended that the Commissioner's decision to deny benefits should be affirmed. Judge Noce found that the Administrative Law Judge's determination that Plaintiff was not entitled to benefits was supported by substantial evidence in the record.

Any objections to Judge Noce's Report and Recommendation had to be filed by February 6, 2007. Neither of the parties has filed an objection as of today's date.

Accordingly,

IT IS HEREBY ORDERED that the Report and Recommendation of the United States

Magistrate Judge Noce is SUSTAINED, ADOPTED AND INCORPORATED herein. The

Commissioner of Social Security's decision to deny disability benefits to Plaintiff is affirmed

RODNEY W. SIPPEL

UNITED STATES DISTRICT JUDGE

Dated this 21st day of February, 2007.